



May 31, 2006

Leon County Board of Commissioners
301 S. Monroe Street, 5th Floor
Tallahassee, FL. 32301

Re: Request to cancel, repeal and delete any existing utility franchises that include the Fallschase DRI property

Dear Chair and Members:

This letter is submitted by AIG Baker Fallschase, L.L.C., a Delaware Limited Liability Company ("hereinafter referred to as "AIG"). AIG is the owner of the property described in Exhibit "A" hereto (hereafter referred to as "the Property"). AIG hereby requests that Leon County cancel, repeal and delete any existing sewer or water franchise that authorizes any person to provide water or sewer service to the property pursuant to the Leon County Code, Chapter 18, Utilities, in order that the City of Tallahassee may obtain a franchise to provide water and sewer service to the Property.

AIG desires that the City of Tallahassee (hereafter referred to as the "City") provide water and sewer service to the Property. The City has indicated that it wishes to provide such service, but it first wishes to be assured that it would not thereby violate a franchise held by another person. The Water and Sewer Agreement (hereafter referred to as the "Agreement") dated May 10, 2005, between the City of Tallahassee and Leon County, grants to the City of Tallahassee exclusive franchises to provide water and sewer service to all properties located within Leon County that were not located within an existing or applied for water or sewer franchise area on the effective date of the Agreement. Exhibit "A" to the Agreement consisting of maps that depict existing water and sewer franchise areas designates the Property as subject to "Private Systems." The Agreement does not define or otherwise refer to the term "private system." AIG has made a diligent search for documents or other evidence that Leon County actually granted a franchise for a "private system." AIG has not discovered any document or other evidence that such a franchise exists. AIG makes this request to resolve any doubt that such a franchise may exist.

AIG hereby irrevocably abandons any right, title or interest of any kind that it may exercise or possess to any franchise that exists on the date of this letter from Leon County to operate a private water system and/or a private sewer disposal system to provide water and sewer service to the Property. Further, AIG respectfully requests that the Leon County Commission hold a properly noticed public hearing and adopt a Resolution canceling, repealing and deleting any existing franchise authorizing a private water system and/or a private sewer disposal system to provide water and sewer service to the Property. If any further action is required of AIG in order to initiate the revocation proceeding, please advise the undersigned immediately.

AIG Baker Fallschase, L.L.C., a Delaware Limited Liability Company

By: J. Keith Dantin 5/31/06
J. Keith Dantin
Director of Residential Development - Fallschase

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